

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Max Aebi *et al.* Confirmation No.: 7507  
Application No.: 10/538,950 Art Unit: Not Yet Assigned  
Filed: 06/14/2005 PCT Filed 12/17/2002  
Attorney Docket No: LUS-16100 (001227-0209) Examiner: Not Yet Assigned  
For: INTERVERTEBRAL IMPLANT

**RESPONSE/PETITION TO THE DECISION ON PETITION & NOTIFICATION OF DEFECTIVE DECLARATION**

**Mail Stop PCT**  
Commissioner for Patents  
Office of PCT Legal Administration  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Sir:

In response/petition to the Decision on Petition & Notification of Defective Declaration (“Notice”) mailed by the United States Patent and Trademark Office dated April 17, 2007, Applicants respectfully submit herewith the following documents: (1) a newly executed Declaration and Power of Attorney signed by Robert Frigg and Paul Pavlov, (2) a newly executed Declaration and Power of Attorney signed by Dominique Burkard, (3) a newly executed Declaration and Power of Attorney signed by Beat Lechmann and Robert Mathys Jr. (4) a copy of the previously provided and accepted Declaration and Power of Attorney signed by Max Aebi, (5) a General Power of Attorney authorizing Stroock & Stroock & Lavan LLP to act on Behalf of Synthes (U.S.A.) and (6) a 37 CFR 3.73(b) Statement.

Application No. 10/538,950  
Response filed June 15, 2007  
Response to Office Action dated April 17, 2007

No fee is believed due for this submission. If, however, the Commissioner determines otherwise, the Commissioner is authorized to charge any fees which may now or hereafter be due in this application to Deposit Account No. 19-4709.

In the event that there are any questions, or should additional information be required, please contact Applicants' attorney at the number listed below.

Respectfully submitted,

Date: June 15, 2007

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